IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 28TH FEBRUARY 2007 / 9TH PHALGUNA 1928

WP(C).No. 34225 of 2005(Y)

PETITIONER:

V.A.ABDUL LATHEEF,
AGED 45 YEARS, S/O.ABDUL KHADER,
VALIYAVEETTIL HOUSE, P.O.ERIYAD, KODUNGALLUR.

BY ADV. SRI.P.K.SAJEEV

RESPONDENTS:
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1. **THE SECRETARY,**
   THE PARUR VADAKKEKARA SERVICE CO-OPERATIVE
   BANK LTD. NO. 3131, P.O.VADAKKEKARA, N.PARUR.

2. **PERSONAL MANAGER,**
   TRANSFORMERS AND ELECTRICALS, KERALA LTD.,
   ANGAMALY SOUTH P.O., ERNAKULAM.

3. **REETA, W/O.LATE SIVAN,**
   KALATHUNGAL HOUSE, PARAYAKAD,
   N.PARAVUR.

BY ADV. SRI.M.PATHROSE MATTHAI (SR.)
SRI.RONY J.PALLATH
SRI.T.K.SHAJAHAN
SRI.M.B.SHAJI

BY GOVERNMENT PLEADER SRI.MANOJ KUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.C NO.34225/2005

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE CERTIFICATE DT.4.6.05 ISSUED BY THE JUNIOR OFFICER (FINANCE & ACCOUNTS) OF THE 2ND RESPONDENT COMPANY.

EXT.P2:- COPY OF THE REPLY NOTICE DT.14.11.05 SENT BY THE 1ST RESPONDENT.

RESPONDENTS EXHIBITS

EXT.R1(a):- EMPLOYMENT CERTIFICATE DT.12.11.01 AND AGREEMENT FOR RECOVERY FROM PAY EXECUTED BY 2ND RESPONDENT AND PETITIONER.

EXT.R1(b):- UNDERTAKING DT. 1.12.01 BY THE 2ND RESPONDENT THROUGH WHICH THE SALARY PARTICULARS OF THE PETITIONER IS CONFIRMED.

EXT.R1(c):- BOND DT.5.12.01 EXECUTED BY THE PETITIONER AND OTHERS IN FAVOUR OF THIS RESPONDENT.

/TRUE COPY/

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KURIAN JOSEPH, J.

W.P.(C) No.34225 of 2005

Dated 28th February, 2007.

J U D G M E N T

Petitioner approached this Court aggrieved by the proceedings initiated by the first respondent for recovery from his salary. It is seen from the counter affidavit that the recovery is made as per the agreement executed by the petitioner. Therefore, there is no merit in the writ petition. It is dismissed.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 28th February, 2007.